

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

ROSY PAUL YOUNGER

CASE NO. 1:20-CV-00823 SEC P

VERSUS

JUDGE DRELL

DIANE WITTE ET AL

MAGISTRATE JUDGE PEREZ-MONTES

ORDER

The court is aware of the pleading and request for habeas corpus relief in this case. (Doc. 1). Relief is requested under the name “Rosy Paul Younger a/k/a Mary Beggs.” Whichever is correct, petitioner seeks immediate release because of the existence of COVID-19 in Immigration and Customs Enforcement (“ICE”) facilities. In the alternative, petitioner seeks injunctive relief.

The record so far contains no basis upon which the court might grant a temporary restraining order if indeed petitioner seeks such relief. There exist far too many questions regarding: (1) the actual identity of petitioner; (2) the extent to which her various maladies as alleged actual constitute co-morbidities to COVID-19; and (3) petitioner’s actual exposure to the virus at her present place of incarceration. We note that general arguments about the dangers of and risks presented by COVID-19, while reflective of concerns shared by the court, are not relevant to a showing of irreparable harm necessary for the extraordinary relief sought by this petitioner.

Accordingly, to the extent that a temporary restraining order is sought herein, such relief is DENIED at this time. However, this matter is REFERRED to the Magistrate Judge for further review, consideration, any necessary hearings and for preparation of a Report and Recommendation.

THUS DONE AND SIGNED at Alexandria, Louisiana this 2nd day of July, 2020.

A handwritten signature in black ink, appearing to read "D. Drell", written over a horizontal line.

DEE D. DRELL, JUDGE
UNITED STATES DISTRICT COURT